

United States District Court

Southern

DISTRICT OF

New York

Medtech Products, Inc.

SUMMONS IN A CIVIL CASE

V.

CASE NUMBER:

Dentek Oral Care, Inc.

07 CV 3304

TO: (Name and address of defendant)

Dentek Oral Care, Inc.
307 Excellence Way
Maryville, Tennessee 37801**JUDGE BRIEANT****YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)Karl Geercken, Esq.
Amy Manning, Esq.
Alston & Bird LLP
90 Park Avenue
New York, NY 10016

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

APR 24 2007

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US DISTRICT COURT

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Premier Nationwide Document Retrieval
and Process Service CompanyUNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORKX
MEDTECH PRODUCTS INC.,

Plaintiff,

Case No. 07 CV 3304
(Judge Brieant)

-against-

AFFIDAVIT OF SERVICE

DENTEK ORAL CARE, INC.,

Defendant.

X
STATE OF TENNESSEE)
S.S.:
COUNTY OF KNOX)

Robert Gooden, being duly sworn, deposes and says that he/she is over the age of eighteen years, is an agent of the attorney service, D.L.S., Inc., and is not a party to this action.

That on the 26 day of April, 2007, at approximately the time of 1:15 PM, deponent served a true copy of the SUMMONS IN A CIVIL CASE; COMPLAINT FOR INJUNCTIVE RELIEF AND MONEY DAMAGES; INDIVIDUAL PRACTICES OF JUDGE CHARLES L. BRIEANT; AND INDIVIDUAL PRACTICES OF MAGISTRATE JUDGE GEORGE A. YANTHIS upon DENTEK ORAL CARE, INC. at 307 Excellence Way, Maryville, TN, by personally delivering and leaving the same with *Phil Barge* who informed deponent that *He* holds the position of *DIRECTOR OF OPERATIONS* with that company and is authorized by appointment to receive service at that address.

Paul Barge is a *white male*, approximately 40 years of age, stands approximately 6 feet 1 inches tall, weighs approximately 185 pounds with *black* hair.

Robert Gooden
PROCESS SERVER

Sworn to before me this
3 day of May, 2007

